



Attorney Docket No. 5051-445

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Moyer et al.  
Serial No.: 09/912,072  
Filed: July 24, 2001  
For: *IDENTIFICATION OF POINSETTIA  
CULTIVARS*

Confirmation No. 3267  
Examiner: M. Sheinberg  
Group Art Unit: 1634

Date: May 23, 2005

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME  
(37 C.F.R. § 1.136(a))

1. This is a petition for an extension of time for a total period of three (3) month(s) to respond to the Official Action dated November 26, 2004.
2. A response in connection with the matter for which this extension is requested:

is filed herewith.

has been filed.

3. Applicant:

Claims small entity status. See 37 CFR 1.27.  
 Does not claim small entity status.

4. Calculation of extension fee (37 C.F.R. § 1.17(a)-(d)):

<u>Total Months Requested</u>	<u>Fee For Other Than Small Entity</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$120.00	\$60.00
<input type="checkbox"/> two months	\$450.00	\$225.00
<input checked="" type="checkbox"/> three months	<b>\$1,020.00</b>	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00
<input type="checkbox"/> five months	\$2,160.00	\$1,080.00

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A check in the amount of \$1810.00 (\$790.00 for RCE; \$1020.00 for Extension of Time) is enclosed.

Payment by credit card (Form PTO-2038) is enclosed.

Charge Deposit Account No. 50-0220 for any additional extension and/or fee required  
or credit for any excess fee paid.

Respectfully submitted,



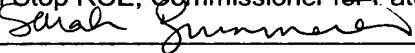
Karen A. Magri  
Registration No. 41,965

**CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10**

"Express Mail" mailing label number: EV675782395US

Date of Deposit: May 23, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Sarah Brunmeier

**Customer No. 20792**

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